


DEC 15 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Lon B. Radin Art Unit: : 2632
Serial No. : 09/915,662 Examiner: : D. Pope
Filing Date : July 25, 2001
Title : Spatial Position Determination System

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

| | |
|---|---|
| CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.6: I hereby certify that this paper and any items referred to herein as being included are being facsimile transmitted to the United States Patent and trademark Office. | |
| Fax No. 703-872-9310, on December 15, 2004. | |
| by: <u>Edun A. Suominen</u> |  |
| (Name) | (Signature) |

PETITION TO EXPUNGE
UNINTENTIONALLY SUBMITTED INFORMATION

Dear Sir:

Pursuant to MPEP 724.05(II) and 37 C.F.R. § 1.59(b), the Office is hereby petitioned to expunge certain information that was unintentionally submitted in this application and that did not form any part of the original disclosure. A Form PTO-2038 is attached authorizing credit card payment of \$200.00 for the petition fee under 37 C.F.R. § 1.17(g).

The information is found on two pages that were unintentionally submitted with an Information Disclosure Statement received by the Office June 18, 2003. The pages, which are petitioned to be expunged from both the electronic and paper records of this application, are not part of any cited reference, and are not even remotely material to the claims of the application under 37 C.F.R. § 1.56.

Exhibit A is a listing with an entry ("06/16/2003 - NPL Documents") from which the pages to be expunged are now accessible via private PAIR. For convenience, in locating the entry, it has been highlighted with a handwritten arrow.

The issue fee has not yet been paid in this application, and is not due until February 17, 2005, which is some two months from the date of this Petition. Thus the Office can effect return of the information prior to the issuance of any patent on the application in issue. MPEP 724.05 (II)(A).

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The information was unintentionally submitted and the failure to obtain its return, or at least have it destroyed and prevented from being publicly accessible, would cause irreparable harm to the party who submitted the information or to the party in interest on whose behalf the information was submitted. MPEP 724.05 (II)(B). Specifically, it includes sensitive personal information of the undersigned and his spouse. The application has not been published, so the information has not otherwise been made public. MPEP 724.05 (II)(C). The undersigned commits to retain the information for the period of the patent that will issue on this application following payment of the issue fee. MPEP 724.05 (II)(D).

Please feel free to telephone the undersigned if there are any questions.

Respectfully submitted,



Dated: December 15, 2004

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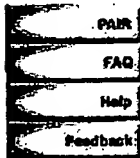
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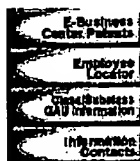


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PATENT APPLICATION INFORMATION RETRIEVAL

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No.:09/915,662****Changes to IFW Download**
Updated:11/30/2004

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EXHIBIT A

PAIR: e

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EXHIBIT A